

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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**MAILED**

JAN 11 2000

**PAT.&T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES**

Ex parte HISATO SHINOHARA  
and AKIRA SUGAWARA

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Appeal No. 98-2015  
Application 08/169,127<sup>1</sup>

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ORDER REMANDING TO EXAMINER

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An Information Disclosure Statement (IDS) was filed December 16, 1999 (Paper No. 37). It is not apparent from the record that the examiner considered the statement submitted nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

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<sup>1</sup> Application for patent filed December 20, 1993. According to appellants, this application is a continuation-in-part of Application 07/891,907 filed June 1, 1992, now abandoned, which is a continuation of Application 07/626,419 filed December 14, 1990, which is a continuation of Application 07/288,186 filed December 22, 1988, which is a continuation-in-part of Application 07/097,190 filed September 16, 1987, Patent No. 4,861,964.

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Accordingly, it is

**ORDERED** that the application is remanded to the Examiner for such consideration of the Information Disclosure Statement and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: 

DALE SHAW

Program and Resource Administrator  
(703) 308-9797

cc: SIXBEY, FRIEDMAN, LEEDOM & FERGUSON  
2010 CORPORATE RIDGE, STE. 600  
MCLEAN, VA 22102

gjh